

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI JUSTICE B.PRAKASH RAO

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WRIT PETITION NO : 11535 of 2004

Between:

Md. Musleuddin, S/o. Late Shek Habeeb,
Office of Deputy Executive Engineer, Andhra Pradesh State Housing Corporation
Ltd. Sub-Division, UTNOOR, Adilabad District.

..... PETITIONER

AND

- 1 The A.P. State Housing Corporation, Rep by its Managing Director,
Hyderabad.
- 2 The District Collector and Executive Director, A.P.S.H.C. Ltd. Adilabad.
- 3 The District Manager, A.P.S.H.C. Ltd. Adilabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any writ, order or direction, particularly one in the nature of MANDAMUS declaring that the impugned proceedings No. A7/2620/94 dt. 26-6-2004 as illegal, void ab initio, and principles of natural justice and consequently direct the Respondent to consider the claim of the petitioner in pursuance of the G.O.R.T.No. 114 dt. 19-4-1999 Housing (R1-1), Government of Andhra Pradesh, Hyderabad and pass

Counsel for the Petitioner: DR.P.B.VIJAY KUMAR

Counsel for the Respondents: MR.V.CH.NAIDU (SC FOR AP HOUSING CORP.)

The Court made the following :

ORDER:

Heard both sides. At their request, the main writ petition itself is taken up for disposal.

It is represented that in the similar circumstances, this Court already disposed of another matter in writ petition No. 25377 of 1997 dated 1-10-2004 protecting the interests of the employee to continue him as in-charge Assistant Engineer and also considered his case in terms of the subsequent Governmental Order in G.O.Rt. No. 114 dated 19-04-1999.

Following the same, this writ petition is accordingly disposed of directing the respondents to consider the petitioner's case in terms of the above said G.O.Rt.No.114, dt. 19-4-1999 and to continue him as such in-charge Assistant Engineer in the same status drawing his own scales of pay till his turn comes up for consideration of his promotion as Assistant Engineer.

(Justice B. Prakash Rao)

Dt. 21-10-2004

NOTE:

Furnish CC in one week

B/o. KVRK

To

- 1 The Managing Director, A.P. State Housing Corporation, Hyderabad.
- 2 The District Collector and Executive Director, A.P.S.H.C. Ltd. Adilabad.
- 3 The District Manager, A.P.S.H.C. Ltd. Adilabad.
- 4.Two CD copies.

HON'BLE SRI JUSTICE B.PRAKASH RAO

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21st DECEMBER 2004